

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

SHAWN M. SIMMS, :
 :
Plaintiff : CIVIL ACTION NO. 3:21-0321
 :
v. : (JUDGE MANNION)
 :
MORRIS L. HOUSER, *et al.*, :
 :
Defendants :

ORDER

In accordance with this Court's memorandum issued this same day, **IT**
IS HEREBY ORDERED THAT:

1. Defendants' motion to dismiss Plaintiff's amended complaint (Doc. [59](#)) is **GRANTED**.
2. The Clerk of Court is directed to **CLOSE** this case.
3. Any appeal will be deemed frivolous, lacking merit, and not taken in good faith. See [28 U.S.C. §1915\(a\)\(3\)](#).
4. Plaintiff's motion to stay all deadlines¹ until after his transfer (Doc. [77](#)) is **DISMISSED** as moot.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

DATE: September 29, 2022
21-0321-02-ORDER

¹ The Court notes that there are no outstanding deadlines in the above captioned action. Defendants' motion to dismiss has been fully briefed.